REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:

MAIL STOP RCE COMMISSIONER FOR PATENTS P. O. BOX 1450

ALEXANDRIA, VA 22313-1450

(Revised 01/2003)

| Application Number 10/602,078 | | | | |
|------------------------------------|--|--|--|--|
| Filing Date 06/23/03 | | | | |
| First Named Inventor: Dirk Trossen | | | | |
| Art Unit: 2135 | | | | |
| Examiner Name: Nirav B. Patel | | | | |
| Confirmation No.: 1210 | | | | |
| Attorney Docket No. 042933/262997 | | | | |
| | | | | |

This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

| 1. | Submission required under 37 C.F.R. § 1.114 Note: if the RCE is proper, any previously find unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s). | | | | |
|----|--|---|--|--|--|
| | a. | ☐ Previously submitted | | | |
| | | i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on | | | |
| | | ii. | | | |
| | b. | ⊠ Enclosed i. ⊠ Amendment/Reply ii. □ Affidavits(s)/Declarations(s) iii. □ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449 iv. □ Other | | | |
| 2. | <u>M</u> : | <u>iscellaneous</u> | | | |

a.
Suspension of action on the above-identified application is requested under 37 C.F.R.
§1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3

months; Fee under 37 C.F.R. § 1.17(i) required)

b.

Other

| Filed: Page 2 | | 23/0 | 3 |
|---------------|-------------------|-------------|---|
| 3. | <u>Fe</u> file | | The RCE fee under 37 C.F.R. § 1.17(e) is <u>required</u> by 37 C.F.R. § 1.114 <u>when</u> the RCE is |
| a. | a. | i. | The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments, to Deposit Account No. 16-0605. ☐ RCE fee required under 37 C.F.R. § 1.17(e) |
| | | ii. iii. | (\$810.00 large entity; \$405.00 small entity) ☐ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17) ☐ Other |
| | b. | | Check in the amount of \$ enclosed |

Andrew T. Spence

Respectfully submitted,

Registration No. 45,699

Customer No. 00826 Alston & Bird LLP

In re: Dirk Trossen Appl. No.: 10/602,078

Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Charlotte Office (704) 444-1000 Fax Charlotte Office (704) 444-1111 LEGAL02/30574680v1

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON OCTOBER 25, 2007.